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PATENT  
Docket No.: CFT-011CIA

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit: 1714

Examiner: Not yet assigned

Serial No. 10/659,046

Filed: September 9, 2003

In re Application of: Moncrieff et al.

For: METHOD FOR MANUFACTURING AN EMULSIFIED FUEL

**Certificate of Mailing**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail, in an envelope addressed to Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on 5/6/04.

Signed

Stephanie Davis

**REQUEST FOR RECONSIDERATION OF PETITION UNDER 37 C.F.R. 1.47(a)**

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notice of the Decision dismissing the Petition under 37 CFR 1.147(a), mailed on April 16, 2004, enclosed please find a Statement of Facts by Carlos V. Duno.

The Decision states that the Statement of Facts by Mr. Klaisch submitted on February 27, 2004 cannot be accepted because it is offered by a person that does not have first hand knowledge of the refusal to sign by Dr. Gunnerman. The Decision also states that the Statement must come from Mr. Duno.

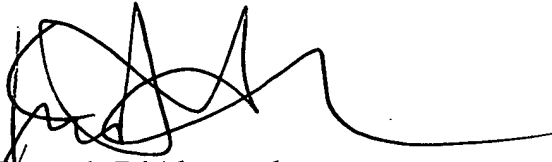
Enclosed herewith is a Statement of Facts by Carlos V. Duno, who has first hand knowledge of Dr. Gunnerman's refusal to join the application.

Reconsideration of the instant petition is hereby requested.

In the event any additional fee is required for filing the above-noted document, including any fees required under 37 CFR 1.136 for any necessary Extension of Time to make the filing of attached document timely, the Assistant Commissioner is hereby authorized to charge the fee to our Deposit Account No.: 50-0612. A duplicate copy of this page is enclosed.

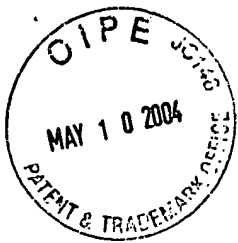
Respectfully submitted,  
SIERRA PATENT GROUP, LTD.

Dated: May 6, 2004



Kenneth D'Alessandro  
Reg. No. 29,144

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(775) 586-9500



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Signed \_\_\_\_\_

*Stephanie Davis*

**STATEMENT OF FACTS BY CARLOS V. DUNO**

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

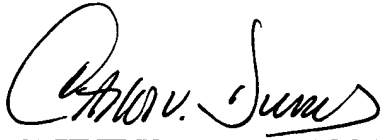
Sir:

1. I, Carlos V. Duno, am the Chief Executive Officer and Chairman of Clean Fuels Technology, Inc. Mr. Daniel J. Klaich is the Executive Vice President and Attorney for Clean Fuels Technology, Inc.
2. On or about November 21, 2003, I received the Declaration signed by the co-inventors. I faxed the Declaration to Dr. Gunnerman with an explanation of why we needed his signature, and a request that he sign the Declaration and return it.
3. On or about November 25, 2003, after hearing no response to my first attempt, Mr. Klaich telephoned Dr. Gunnerman. Dr. Gunnerman and he said that he would not

sign anything until it had been reviewed by Dr. Henry Heines. Mr. Klaich then faxed the Declaration and a complete copy of the application, including Specification and Drawings to Dr. Heines with an additional copy to Dr. Gunnerman.

4. No response was received from either Dr. Heines or Dr. Gunnerman to the telephone and fax communications of on or about November 25, 2003.
5. On or about December 1, 2003, I telephoned Dr. Heines. He indicated that he had reviewed the documents and found nothing extraordinary about the documents. Dr. Heines indicated that he would advise Dr. Gunnerman that he had no objections to Dr. Gunnerman executing the documents. I asked Dr. Heines if I should telephone Dr. Gunnerman myself. Dr. Heines replied that I could telephone Dr. Gunnerman.
6. I telephoned Dr. Gunnerman on or about December 1, 2003. I relayed the conversation with Dr. Heines to Dr. Gunnerman. I requested that Dr. Gunnerman review, sign, and return the documents. Dr. Gunnerman indicated that he would "think about it".
7. Neither Dr. Gunnerman nor Dr. Heines responded to Mr. my request.
8. On or about February 3, 2004 I sent a letter to Dr. Gunnerman, again requesting execution of the Declaration.
9. On February 5, 2004 Dr. Gunnerman orally informed me that he refused to sign the documents.

I declare under penalty of perjury that the foregoing is true and correct. Executed on February 26, 2004.

A handwritten signature in black ink, appearing to read "Carlos V. Duno", written over a horizontal line.

Carlos V. Duno

Chief Executive Officer and

Chairman of the Board of Directors